



UNITED STATES DEPARTMENT OF COMMERCE
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P.O. Box 1450
Alexandria, VA 22313-1450

March 28, 2009

Patent No.: 7,238,674 B2
Applicant : Gregory M. Podsakoff, et al.
Issued : July 3, 2007
For : **METHODS FOR DELIVERING DNA TO MUSCLE CELLS USING
RECOMBINANT ADENO-ASSOCIATED VIRUS VECTORS**

Re: Letter to remove disclaimer published in Official Gazette for March 24, 2009

Consideration has been given to your request for reconsideration of petition under 37 CFR1.182.

The office of petitions reviewed renewed petition under 37 CFR1.182 and decided that petition is dismissed. The certificate of correction branch prepared disclaimer notice at the time the petition was being decided upon. The office was unaware that the applicant was proposing separate matters to be decided upon. The office of petitions was reviewing the petition to correct assignee and the petition for acceptance of terminal disclaimer. The petition to correct assignee was granted and message was forwarded to office for issuance of certificate of correction. A disclaimer notice was also prepared to be published in the Official Gazette. The notice was published in the March 24, 2009 Official Gazette. This notice was published in error. On March 18, 2009, the office of petitions mailed out decision pertaining to the terminal disclaimer. (see attached) The petition was dismissed by the office of petitions and therefore the notice of terminal disclaimer published in the March 24, 2009 is to be deleted, since the petition for terminal disclaimer was dismissed by the office of petitions.

The office will prepared a notice to be published in the official gazette that will remove the disclaimer appearing for Patent No. 7,238,674 in the March 24, 2009 Official Gazette.

Further correspondence concerning this matter should be filed and directed to:

U.S. Department of Commerce
Patent & Trademark Office
Washington, D.C. 20231
Attn: Certificate of Corrections Branch

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